

## Defendants.

[illegible]


**Case No.: 4:14-CV-2153-VEH**

# MEMORANDUM OPINION

Having carefully reviewed and considered *de novo* all the materials in the court file, including the magistrate judge's report and recommendation, the court

is of the opinion that the magistrate judge's findings are due to be and are hereby **ADOPTED** and his recommendation is **ACCEPTED**. Accordingly, the plaintiff's motion to dismiss is due to be **GRANTED** and this action is due to be **DISMISSED WITHOUT PREJUDICE**. Further in light of the foregoing dismissal, all remaining pending motions (docs. 26, 52, 57) are due to be **TERMED** as **MOOT**.

**DONE** and **ORDERED** this 26th day of May, 2016.

---

**VIRGINIA EMERSON HOPKINS**  
United States District Judge